

REMARKS

Applicants respectfully request formal examination of the amended claims in this application.

Upon entry of the foregoing amendments, claims 1-40 will be pending.

Applicants have amended the claims to recite a method of producing the compounds of the parent Application No. 09/605, 873, for which applicants have received a Notice of Allowance dated July 18, 2003. Because the present claims are method claims directed to a compound that has already been found to be patentable, applicants submit that the present claims are allowable under the *Ochiai* guidelines.

In view of the above remarks and amendments, it is respectfully submitted that this application is in condition for allowance. Early notice to that effect is earnestly solicited. The Examiner is invited to telephone the undersigned at the number listed below if the Examiner believes such would be helpful in advancing the application to issue.

The Commissioner is hereby authorized to charge any additional fees that may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date November 13, 2003

FOLEY & LARDNER

Customer Number: 22428

Telephone: (202) 672-5300

Facsimile: (202) 672-5399



Matthew E. Mulkeen

Registration No. 44,250